# AIR POLLUTION CONTROL DIVISION

OHIO EPA AGENCY 15 • APC CONTRACTUAL REPRESENTATIVE SERVING ALL OF STARK COUNTY

Re:

#### CANTON CITY HEALTH DEPARTMENT

420 MARKET AVENUE NORTH CANTON, OHIO 44702-1544

PHONE: (330) 489-3385 • FAX: (330) 489-3335

WEB: WWW.CANTONHEALTH.ORG



TERRI A. DZIENIS
APC ADMINISTRATOR

JAMES M. ADAMS, RS, MPH HEALTH COMMISSIONER

March 22, 2017

Jeff Vansickle, EHS Manager MAC Trailer Manufacturing, Inc. 14599 Commerce St. Alliance, OH 44601

jvansickle@mactrailer.com

MAC Trailer Manufacturing, Inc. 14599 Commerce St., Alliance, OH 44601 Resolution of Violation (ROV) Air Permit Stark County Facility ID No. 1576001906 Enforcement ID 10211

**Subject: RESOLUTION OF VIOLATION** 

Dear Jeff Vansickle:

**SENT VIA EMAIL** 

Thank you for meeting with me on December 2, 2016 to review the Notice of Violation (NOV) letter issued to your facility on August 26, 2013. The violations were originally communicated to Naomi Mattingly during an exit conference following the June 13, 2013 inspection conducted as part of a Full Compliance Evaluation (FCE). The NOV contained five specific Findings, but prior to the NOV date, your facility had already responded (on July 12, 2013) with corrective actions to resolve Finding No.'s 2 and 5; see details below. Finding No. 1 was explained in the NOV as being a technical but inconsequential violation of an unnecessary annual usage limit for cleanup/purge material that could be corrected by an administrative permit violation. But at the time of our meeting on December 2, 2016, Finding No.'s 3 and 5 had *not* yet been fully resolved, so the main purpose of that meeting was to discuss what actions were still required.

Regarding Finding No.'s 3 and 5, during our Dec 2, 2016 meeting you provided examples of corrected recordkeeping for monthly and rolling 12-month VOC emissions, and then on January 12, 2017 you provided the same type of records for HAP emissions. This completed the actions needed to resolve these last two Findings.

Canton City Health Department, Air Pollution Control Division (Canton APC), has reviewed the documentation that you provided and has determined that MAC Trailer Manufacturing, Inc. has now resolved all the violations discovered during the June 13, 2013 inspection. To ensure that all the violations have been addressed, Canton APC has included MAC Trailer Manufacturing, Inc.'s response for each violation and its status in the following section of this letter.

### **RESOLUTION OF VIOLATION**

1. ORC chapter 3704.05(C): "No person who is the holder of a permit issued under division (F) or (G) of section 3704.03 of the Revised Code shall violate any of its terms or conditions."

**Permit Terms and Conditions:** Ohio EPA FEPTIO No. P0101100, effective 9/5/2008, term C.1.b)(2) containing the synthetic minor restriction that states:

"The maximum annual cleanup/purge material usage...from the entire facility (K001 – K003) shall not exceed the following as [a] rolling, 12-month summation: 198 gallons of cleanup/purge material net usage per year (material employed minus material recovered)..."

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- (a) Finding from the August 26, 2013 NOV: the coating operations used 779.3 gallons of cleanup/purge material for the 12-month period January 1 December 31, 2012. However, it was noted in the NOV that I considered all of the annual material usage limitations (top coat, primer and cleanup/purge) in the permit to be unnecessary for meeting the synthetic minor emissions limitations, since direct recordkeeping requirements were quite sufficient to demonstrate compliance. At that time I proposed that these limits could be removed as an administrative modification (although this has not yet happened).
- (b) Resolution: For the reasons described in the NOV (and repeated above), this violation was effectively resolved at the time of the NOV. But as a follow-up issue, at our December 2, 2016 meeting we discussed what you had learned since coming to MAC Trailer in 2016: that there was most likely no violation of the 198 gallon cleanup/purge material limitation in 2012. That is because the facility had mistakenly reported the gross amount of cleanup/line purge material rather than the net amount evaporated. Likewise for every year since 2012. We discussed the need for you to begin reporting net usage because that is what the permit requires and to avoid over-reporting annual emissions. But even though it appears that the cited violation was a mistake, I remain convinced that all material usage limitations should be administratively removed from the permit, and would like to work with you to accomplish this as time allows.
- **2. ORC chapter 3704.05(C):** "No person who is the holder of a permit issued under division (F) or (G) of section 3704.03 of the Revised Code shall violate any of its terms or conditions."

**Permit Terms and Conditions:** Ohio EPA FEPTIO No. P0101100, effective 9/5/2008, term C.1.d)(1) containing the Monitoring and/or Recordkeeping Requirements that state:

"The permittee shall collect and record the following information each month for each coating and cleanup/purge material employed in emissions units K001, K002, and K003: [Emphasis on each coating added.]

- a. the name and identification number of each coating and cleanup/purge material, as applied;
- b. the total VOC content, in pounds of VOC per gallon, excluding water and exempt solvents of each coating and cleanup/purge material, as applied;
- c.&g. the individual Hazardous Air Pollutant (HAP) content of each HAP for each coating and cleanup/purge material in pounds of individual HAP per gallon...as applied;
- d.&h. the total combined HAP content of each coating and cleanup/purge material, in pounds of combined HAPs per gallon...as applied..."
- (a) Finding from the August 26, 2013 NOV: Records identifying all materials used, including VOC and HAPs content information, were not complete for the period January 1 December 31, 2012. Several low-volume special coatings and one zinc-rich primer were omitted.
- (b) **Resolution:** As noted in the NOV in Requested Action No. 3, the violations in Finding 2 had already been corrected as of 7/12/2013. Since you were new to the company in 2016, during our meeting on December 2, 2016 I reviewed the recordkeeping requirements and the need to obtain the necessary information for any new coating materials. You stated that the facility had not added new materials, so no immediate action was required.
- **3.** ORC chapter 3704.05(C): "No person who is the holder of a permit issued under division (F) or (G) of section 3704.03 of the Revised Code shall violate any of its terms or conditions."

Permit Terms and Conditions: Ohio EPA FEPTIO No. P0101100, effective 9/5/2008, term C.1.d)(1) containing the Monitoring and/or Recordkeeping Requirements that state:

"The permittee shall collect and record the following information each month for each coating and cleanup/purge material employed in emissions units K001, K002, and K003..."

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[Emphasis on each month was added above. Also, citation of the rest of this permit term has been omitted here because the violation concerned the lack of monthly recordkeeping for all affected items.]

- (a) Finding from the August 26, 2013 NOV: Records for gallons of material used and the related VOC and HAPs emissions were not being summarized on a *monthly* basis, but rather only on a calendar year basis.
- (b) **Resolution:** During our meeting on December 2, 2016 you provided a copy of the records for the most recent month (Nov 2016). The recordkeeping was complete for gallons of material used and VOC emissions, but not for HAPs (neither individual nor total). On January 12, 2017, you provided a copy of the record for August 2016 showing that monthly recordkeeping had been implemented for HAPs.
- **4. ORC chapter 3704.05(C):** "No person who is the holder of a permit issued under division (F) or (G) of section 3704.03 of the Revised Code shall violate any of its terms or conditions."

**Permit Terms and Conditions:** Ohio EPA FEPTIO No. P0101100, effective 9/5/2008, term C.1.d)(1) containing the Monitoring and/or Recordkeeping Requirements that state:

"The permittee shall collect and record the following information each month ...

m.-n. the rolling, 12-month summation of the total VOC emissions from all coatings and cleanup/purge materials employed...

the rolling, 12-month summation of individual HAP emissions from all coatings and cleanup/purge materials employed..

the rolling, 12-month summation of the total combined HAP emissions from all coatings and cleanup/purge materials employed..."

- (a) Finding from the August 26, 2013 NOV: As a continuation from Finding 3, the recordkeeping format was not set up to record 12-month totals on a rolling 12-month basis (to be updated each month). Rather, the format was set-up to summarize totals just once per year, on an annual calendar year basis.
- (b) **Resolution:** During our meeting on December 2, 2016 you provided a copy of the records for the most recent rolling 12-month period for VOC emissions (Dec 1, 2015 Nov 30, 2016), but not for HAPs. On January 12, 2017, you provided a copy of the records for October 2015 September 2016 showing that rolling 12-month recordkeeping had been implemented for HAPs.
- **5. ORC chapter 3704.05(C):** "No person who is the holder of a permit issued under division (F) or (G) of section 3704.03 of the Revised Code shall violate any of its terms or conditions."

**Permit Terms and Conditions:** Ohio EPA FEPTIO No. P0101100, effective 9/5/2008, term C.1.e)(4) containing the Reporting Requirements that state:

"The permittee shall submit annual reports which specify the VOC, total HAP, and individual HAP emissions, in tons for K001, K002, and K003, and the annual coating usage, in gallons. These reports shall be submitted by January 31 of each year and shall cover the previous calendar year."

- (a) Finding from the August 26, 2013 NOV: An annual report due January 31, 2013 was not submitted for total tons of VOC emissions, total and individual HAPs emissions, and gallons of coating used during calendar year 2012. The permit requires this report in addition to the annual fee emissions report (FER) which was received April 18, 2013. Because the underlying data is the same, the attachments to the annual FER included the 2012 totals for VOC and gallons of coatings used. However, the annual FER did not include HAPs emissions.
- (b) **Resolution:** As noted in the NOV in Requested Action No. 2, the violation in Finding 5 had already been corrected as of 7/16/2013, meaning that the special annual emissions report due Jan 31 had been submitted and

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Jeff Vansickle MAC Trailer Manufacturing, Inc. March 22, 2017 Page 4 of 4

approved for calendar year 2012. Since you were new to the company in 2016, during our meeting on December 2, 2016 I reviewed these reporting requirements and noted that reports had been received for each year since the NOV was issued (2013-2015). I also made sure that you knew the next report was due 1/31/2017. You submitted the required report via Air Services on January 17, 2017.

### **CONCLUSION**

Due to the fact that the violations have been resolved, MAC Trailer Manufacturing, Inc. is considered to have returned to compliance with Ohio's environmental laws and regulations.

Please note that this letter does not preclude the Director from seeking administrative or civil penalties pursuant to Ohio Revised Code (ORC) Section 3704.06 for the violation(s) noted in the August 26, 2013 NOV letter. The decision on whether to pursue or decline to pursue such penalties regarding these violations is dependent on several factors, one of which is the company's future compliance with Ohio EPA regulatory requirements.

Thank you for your time and cooperation. If you have any questions, please do not hesitate to contact me by phone at (330) 438-4682 or by email at <a href="mailto:csafreed@cantonhealth.org">csafreed@cantonhealth.org</a>.

Sincerely,

Carl Safreed

Air Pollution Control Engineer Canton City Health Department

cc: James Kavalec/John Paulian, Ohio EPA / DAPC Central Office via email

Brian Dickens, U.S. EPA Region 5 via email

#### **Carl Safreed**

From:

Jeffrey Vansickle < jvansickle@mactrailer.com>

Sent:

Thursday, March 23, 2017 6:58 AM

To:

Carl Safreed

**Subject:** 

RE: Resolution of Violation letter

Thank you for your assistance in resolving these issues.

## Thank you,

Jeff VanSickle Environmental Health and Safety Manager MAC Trailer – Alliance Ohio (330)823-9900 ext. 116



From: Carl Safreed [mailto:csafreed@cantonhealth.org]

Sent: Wednesday, March 22, 2017 3:57 PM

To: Jeffrey Vansickle

Subject: Resolution of Violation letter

Jeff,

By coincidence, I just finished the attached letter today. Once you have successfully opened and saved it, please send me a return email so that I have proof of delivery. We can discuss it tomorrow.

Thanks,

# Carl Safreed, P.E.

### **APC Engineer**

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